

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEW JERSEY**

Caption in compliance with D.N.J. LBR 9004-2(c)

**Geist Law, LLC**

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**In re:**

**PALMETTO CONSTRUCTION SERVICES, LLC,**  
Debtor

Chapter: 11

Case No: 19-21051

Judge: VFP

**Designation of Record**

Pursuant to Rule 8003(a)(1) of the Federal Rules of Bankruptcy Procedure, Palmetto Construction Services, LLC, has appealed to the United States District Court for the District of New Jersey from the (a) the Order Granting Accolend's Cross Motion, and (b) the Order Converting the Chapter 11 Case into a Chapter 7 Case.

Palmetto is the Debtor in the above captioned matter. On or about July 7, 2019, Debtor file a "Motion to Impose Automatic Stay" through its attorney Jared A. Geist seeking to extend the automatic stay to its co-debtor and guarantor Nia Mendy (Doc.Rec. No. 24).

On or about August 4, 2019, Accolend, LLC, a purported creditor of Debtor, through its attorneys, filed an opposition in the form of a "Cross Motion" not only opposing the Debtor's Motion to extend stay but also seeking to a lift stay and/or dismissal of the Chapter 11 Case (Doc.Rec. No. 37).

At a hearing of the Cross Motion the court issued an order granting not only granting

the lift stay but also terminating the case and converting into a Chapter 7 Case. Both orders, were entered on October 17, 2019 by this Court. Each of these orders is a final judgment ripe for appellate review pursuant to 28 USC § 158(a) (1). Further, the conversion of the Chapter 11 Case to a Chapter 7 Case, essentially terminates the Chapter 11 Case, making all issues in this matter ripe for appeal. Appellant designates the record on appeal as follows:

**Record Designated:**

1. Doc Rec. 24 07/11/2019 Motion to Impose Automatic Stay Filed by Jared A. Geist
2. Doc Rec. 27 07/12/2019 Certificate of Service filed by Jared A. Geist
3. Doc. Rec. 28 07/16/2019 Request for Adjournment by Jeffrey Schreiber
4. Doc Rec. 30 07/25/2019 Application to Retain Exit Platinum Realty field by Jared A. Geist
5. Doc Rec. 31 07/25/2019 Utilities Motion filed by Jared A. Geist
6. Doc Rec. 33 07/30/2019 Letter re: Adjournment Request filed by Jared A. Geist
7. Doc Rec. 34 07/30/2019 Adjournment Request Granted by Court
8. Doc Rec. 35 08/01/2019 Objection to Exit Platinum Motion filed by US Trustee
9. Doc Rec. 38 08/13/2019 Cross Motion to Dismiss Case or in Alternative to life automatic stay filed by Samantha Frenchman
10. Doc Rec. 39 08/16/2019 Adjournment Request filed by Jared A. Geist
11. Doc Rec. 40 08/19/2019 Adjournment Request Granted by Court
12. Doc Rec. 41 08/20/2019 Limited Objection to Utilities Motion filed by US Trsuttee
13. Doc Rec. 42 08/21/2019 Application to Retain Jared A. Geist filed by Jared A.Geist
14. Doc Rec. 46 08/23/2019 Order Denying request to retain Exit Platinum Realty

15. Doc Rec. 47 08/28/2019 Objection to Retention of Jared A. Geist filed by US Trustee
16. Doc Rec. 52 08/30/2019 Order Denying Utilities Motion
17. Doc Rec. 53 09/03/2019 Amended Statement of Financial Affairs Filed by Jared A. Geist
18. Doc Rec. 54 09/04/2019 Application to retain Leo Congeni, Esq. filed by Jared A. Geist
19. Doc Rec. 55 09/04/2019 Application to retain Leo Kramer, Esq. filed by Jared A. Geist
20. Doc Rec. 56 09/04/2019 Amended Congeni Motion filed by Jared A. Geist
21. Doc Rec. 57 09/04/2019 Application to retain Jerome Pellerin, Esq. filed by Jared A. Geist
22. Doc Rec. 58 09/04/2019 Motion to use cash collateral filed by Jared A. Geist
23. Doc Rec. 59 09/05/2019 Amended cash collateral motion filed by Jared A. Geist
24. Doc Rec. 61 09/05/2019 Application to retain California Construction Services filed by Jared A. Geist
25. Doc Rec. 63 09/11/2019 Objection to application to retain Andrew Kramer, Esq. filed by Us Trustee
26. Doc Rec. 64 09/11/2019 Objection to application to retain Jerome Pellerin, Esq. filed by US Trustee
27. Doc Rec. 65 09/11/2019 Objection to application to retain Leo Congeni, Esq. filed by US Trustee
28. Doc Rec. 68 09/12/2019 Objection to application to retain California Construction Services filed by US Trustee
29. Doc Rec. 75 09/17/2019 Objection to Cash Collateral Motion filed by US Trustee

- 30. Doc Rec. 76 09/17/2019 Objection to Cross Motion filed by Jared A. Geist
- 31. Doc Rec. 77 09/20/2019 Response to Objection to Cross Motion filed by Samantha Frenchman
- 32. Doc Rec. 78 09/20/2019 Certification filed by Jared A. Geist
- 33. Doc Rec. 79 09/23/2019 Supplemental Reply to Andrew Kramer Motion filed by Jared A. Geist
- 34. Doc Rec. 80 09/23/2019 Memo in opposition to Cross Motion filed by Jared A. Geist
- 35. Doc Rec. 81 09/23/2019 Letter to Judge Papalia filed by Samantha Frenchman
- 36. Doc Rec. 82 09/25/2019 Missing Exhibit C filed by Samantha Frenchman
- 37. Doc Rec. 84 09/27/2019 Application to Retain Andrew Kramer, Esq. filed by Jared A. Geist
- 38. Doc Rec. 86 09/28/2019 Application to Retain Leo Congeni, Esq. filed by Jared A. Geist
- 39. Doc Rec. 87 10/1/2019 Order adjourning Cross Motion to October 16, 2019
- 40. Doc Rec. 88 10/1/2019 Order Denying Motion to extend automatic stay to Nia Mendy
- 41. Doc Rec. 89 10/1/2019 Order Denying Application to retain Jared A. Geist
- 42. Doc Rec. 90 10/1/2019 Order Denying Cash Collateral Motion
- 43. Doc Rec. 91 10/1/2019 Order Denying Application to retain Andrew Kramer
- 44. Doc Rec. 92 10/1/2019 Order Denying Application to retain Leo Congeni
- 45. Doc Rec. 93 10/1/2019 Order Denying Application to retain Jerome Pellerin
- 46. Doc Rec. 94 10/1/2019 Order Denying Application to retain California Construction
- 47. Doc Rec. 95 10/4/2019 Objection to Application to retain Andrew Kramer filed

by US Trustee

48.Doc Rec. 105 10/7/2019 Objection to Application to retain Leo Congeni filed by  
US Trustee

49.Doc Rec. 108 10/7/2019 Objection to Application to retain Leo Congeni filed by  
Samantha Frecnchman

50.Doc Rec. 110 10/8/2019 Statement in Support of Cross Motion filed by US Trustee

51. Doc Rec. 111 10/9/2019 Mendy Properties Finance Motion filed by Jared A. Geist

52. Doc Rec. 112 10/9/2019 Schlessinger Family Trust Finance Motion filed by Jared  
A. Geist

53. Doc Rec. 115 10/11/2019 Amended Schlessinger Family Trust Finance Motion filed  
by Jared A. Geist

54. Doc Rec. 116 10/12/2019 Application to retain Jared A. Geist filed by Jared A.  
Geist

55. Doc Rec. 117 10/14/2019 Letter to Judge Papalia filed by Samantha Frenchman

56. Doc Rec. 119 10/15/2019 Letter to Judge Papalia filed by Jared A. Geist

57. Doc Rec. 120 10/15/2019 Certification in response to US Trustee Statement in  
Support of Cross Motion filed by Jared A. Geist

58.Doc Rec. 121 10/16/2019 Chapter 11 Small Business Reorganization plan filed by  
Jared A. Geist

59. Doc Rec. 122 10/17/2019 Order Vacating Automatic Sray

60.Dco Rec. 123 10/17/2019 Order Converting to Chapter 7

Respectfully submitted,

**GEIST LAW, LLC**

By: /s/ Jared Geist\_\_\_\_\_.

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